

**Minutes for Executive Session Faculty Meeting
October 16, 2018**

The following people were present for at least some portion of the meeting.

Faculty: Maryam Ahranjani, George Bach, Reed Benson, Sherri Burr, Camille Carey, Barbara Creel, Scott England, Steven Homer, Scott Hughes, Lucrecia Jaramillo, Joshua Kastenber, April Land, John LaVelle, Ernesto Longa, Nathalie Martin, Serge Martinez, Aliza Organick, Mary Pareja, Sergio Pareja, Sonia Rankin, Michelle Rigual, Leo Romero, Alexandra Siek, Sarah Steadman, David Stout, Carol Suzuki, Cliff Villa, Jeanette Wolfley, Christine Zuni Cruz

EXECUTIVE SESSION:

ACTION ITEM: Faculty hiring decision – Faculty Appointments Committee and Dean Sergio Pareja:

Members of the Faculty Appointments Committee summarized the qualifications of the three candidates for the faculty position to primarily teach Constitutional Law and Constitutional Rights. Questions and conversation ensued. Upon conclusion of the exchange, the faculty proceeded to vote in the following manner:

1. For the first round of voting (40% acceptability round), by secret ballot, faculty members were asked to mark which of the three candidates they considered acceptable to primarily teach Constitutional Law and Constitutional Rights. All three candidates received a number of votes that exceeded the 40% threshold for acceptability.
2. For the second round of voting (ranking round), also by secret ballot, each faculty member first was asked to write down only the name of the one candidate whom s/he preferred. The one with the most votes was ranked first. From the remaining two candidates, the faculty then was asked to write down the name of the one candidate whom s/he preferred. The one with the most votes was ranked second, and the remaining candidate was ranked third.
3. The faculty had planned for a third round of voting (runoff round) if a candidate in the ranking round were to receive merely a plurality of the vote rather than a majority. That did not happen. Thus, a runoff round was unnecessary.
4. For the final round of voting (60% offer round), also by secret ballot, the faculty voted on the three ranked candidates to determine if each had the support of at least 60% of the faculty. Such 60% support is needed to extend an offer. The top two ranked candidates received well over 60% support. The third did not. As a result, it was decided that, subject to Provost approval, the Dean would start by offering the top-ranked candidate the

position. If that person turns down the offer, the Dean would move to the second ranked candidate. Candidates that do not get an offer from today's vote may still be considered for positions to primarily teach other courses that they may be qualified to teach.

After the vote, the faculty considered whether the top-ranked candidate would receive an offer at the full Professor-level with tenure. The candidate currently is a full Professor with tenure at an ABA-accredited law school. A faculty member moved to approve appointment of the candidate at the full Professor-level with tenure if the Faculty Retention, Promotion & Tenure (FRPT) Committee were to subsequently recommend appointment at that level. The motion was seconded. The record was remanded to the FRPT Committee for further review. Pursuant to the motion, if the committee subsequently recommends appointment at the full Professor-level with tenure, then the faculty have authorized the Dean to offer the top-ranked candidate the faculty position at that level. (While it did not happen at this meeting, on October 22 the FRPT Committee recommended appointment of the candidate at the full Professor-level with tenure).

The meeting was adjourned at 5:32 p.m.